

days. Counsel has had these depositions scheduled for months under Court scheduling order from Judge Montgomery in the County Court of Law No. 3, and cannot move them.

Again, while no prejudice will befall the Plaintiffs by moving this hearing two or three days back, maintaining it will be prejudicial to the Defendants as it will deprive them of their chosen counsel.

This motion is necessitated by the fact counsel was just retained in this matter, and had no prior knowledge that he would be appearing in front of this Court on April 12, 2016, at 9:00 a.m. This request is not sought for the purposes of delay but so that substantial justice may be done.

ACCORDINGLY, Defendants respectfully request that the Court extend the time and date for the Hearing to Thursday, April 14, 2016, or Friday, April 15, 2016, and, for such other and further relief that Defendants may be justly entitled.

Respectfully submitted this 8th Day of April, 2016,

FRIEDMAN & FEIGER, LLP

/s/ Mazin A. Sbaiti, Esq.

By:_____

Mazin A. Sbaiti , Esq.

State Bar No. 24058096

Mazin@FFLawOffice.com

Eric M. Friedman

State Bar No. 24090106

efriedman@fflawoffice.com

5301 Spring Valley Road, Suite 200

Dallas, Texas 75254

(972) 788-1400 (Telephone)

(972) 788-2667 (Telecopier)

ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF CONFERENCE

This shall certify that the undersigned attempted to confer with Counsel for Plaintiffs regarding the merits of this motion. Counsel for Plaintiffs was not available and did not respond to an email request. The undersigned will amend this Certificate of Conference once a conference is had.

/s/ Mazin A. Sbaiti, Esq.

Attorney

CERTIFICATE OF SERVICE

I hereby certify that on April 8, 2016, I caused the foregoing to instrument to be electronically filed with the Clerk of Court for the U.S. District Court for the Northern District of Texas, Dallas Division, using the electronic case filing system of the Court. The electronic case filing system will send a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept the Notice as service of this document by electronic means.

/s/ Mazin A. Sbaiti, Esq.

Attorney